

Remarks

The most recent Official Action is noted as being a Final Rejection and stated to have necessitated by amendments made in a paper filed February 14, 2005.

It is demanded that the finality of this new action be rescinded.

The asserted grounds for making the rejection final are clearly erroneous. The amendments made in February 2005 were dealt with in a Final rejection mailed March 4, 2005, again on an asserted new ground of rejection. There is no offered explanation as to why the grounds of rejection now raised as having been necessitated by that amendment were not then raised. The Examiner has apparently chosen to ignore the intervening prosecution, which included an appeal and a brief on appeal which now appears to have been persuasive. This is blatant obstruction to orderly prosecution and unduly delays the handling of this matter by the Office.

If the response to this paper necessitates another appeal of groundless actions, then the term of the issuing patent should be extended as appropriate to acknowledge the unwarranted delay in the Office.

Respectfully submitted,

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